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17 UNITED STATES DISTRICT COURT

18 NORTHERN DISTRICT OF CALIFORNIA

19 SAN FRANCISCO DIVISION

20 ASUSTEK COMPUTER, INC., and  
ASUS COMPUTER INTERNATIONAL,

21 Plaintiff,

22 vs.

23 INTERNATIONAL BUSINESS MACHINES  
24 CORPORATION,

25 Defendants.

Case No. 3:08-cv-1168 (MEJ)

**DEFENDANT INTERNATIONAL  
BUSINESS MACHINES  
CORPORATION'S DECLINATION TO  
PROCEED BEFORE A MAGISTRATE  
JUDGE AND REQUEST FOR  
REASSIGNMENT TO A UNITED  
STATES DISTRICT JUDGE**

1 Defendant International Business Machines Corporation respectfully declines to consent to  
2 the assignment of this action to a United States Magistrate Judge for trial and disposition, and  
3 requests the reassignment of this action to a United States District Judge.

4  
5 DATED: March 25, 2008

QUINN EMANUEL URQUHART OLIVER &  
HEDGES, LLP

6  
7 By /s/ Michael D. Powell

8 Robert W. Stone  
9 Michael D. Powell

10 Attorneys for Defendant International Business  
11 Machines Corporation  
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